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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR § 1.53(b))

|                        |                                      |
|------------------------|--------------------------------------|
| Attorney Docket No.    | 7404-572/BMID-9738RE-DIV3            |
| First Inventor         | William F. Crism re                  |
| Title                  | ELECTROCHEMICAL BIOSENSOR TEST STRIP |
| Express Mail Label No. | EL984269615US                        |

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:  
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

17513-U.S.PTO  
10/693305  
1024403

- |  |  |
|--|--|
| 1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g., PTO/SB/17)<br>(submit an original and a duplicate for fee processing)  | 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate; large table or Computer Program (Appendix)  |
| 2. <input type="checkbox"/> Applicant claims small entity status.<br>See 37 CFR 1.27.  | 8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission<br>(if applicable, all necessary)   |
| 3. <input checked="" type="checkbox"/> Specification<br>(preferred arrangement set forth below) <ul style="list-style-type: none"> <li>- Descriptive title of the Invention</li> <li>- Cross References to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference sequence listing, a table, or a computer program listing appendix or computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings (if filed)</li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> | a. <input type="checkbox"/> Computer Readable Form (CRF)   |
| 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 5]<br><input type="checkbox"/> Informal <input type="checkbox"/> Formal  | b. <input type="checkbox"/> Specification Sequence Listing on: <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> paper</li> </ul> |
| 5. Oath or Declaration [Total Pages 28]  | c. <input type="checkbox"/> Statements verifying identity of above copies  |
| a. <input type="checkbox"/> Newly executed (original or copy)  | 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))  |
| b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d))<br>(for continuation/divisional with Box 18 completed)  | 10. <input checked="" type="checkbox"/> 37 C.F.R. § 3.73(b) Statement<br>(when there is an assignee) <input checked="" type="checkbox"/> Power of Attorney   |
| i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b><br>Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).  | 11. <input type="checkbox"/> English Translation Document (if applicable)  |
| 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76  | 12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations   |
| 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:  | 13. <input checked="" type="checkbox"/> Preliminary Amendment  |
| <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP)   | 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br>(Should be specifically itemized)  |
| Prior application information: Examiner: Lyle Alexander  | 15. <input type="checkbox"/> Certified Copy of Priority Document(s)<br>(if foreign priority is claimed)  |
| For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.   | 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).<br>Applicant must attach form PTO/SB/35 or its equivalent.  |
|  | 17. <input type="checkbox"/> Other: _____  |

**19. CORRESPONDENCE ADDRESS**

|   |  |  |                  |          |                |
|---|--|--|------------------|----------|----------------|
| <input type="checkbox"/> Customer Number: | OR   | <input checked="" type="checkbox"/> Correspondence address below |                  |          |                |
| Name                                      | Woodard, Emhardt, Moriarty, McNett & Henry LLP           |  |                  |          |                |
| Address                                   | Bank One Center/Tower<br>111 Monument Circle, Suite 3700 |  |                  |          |                |
| City                                      | Indianapolis   | State  | IN               | Zip Code | 46204-5137     |
| Country                                   | USA  | Telephone  | (317) 634-3456   | Fax      | (317) 637-7561 |
| Name (Print/Type)                         | Brad A. Schepers   | Registration No. (Attorney/Agent)                                | 45,431           |          |                |
| Signature                                 | <i>Brad A. Schepers</i>                                  | Date   | October 24, 2003 |          |                |

**Express Mail Label Number EL984269615US****Date of Deposit October 24, 2003**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR Section 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

*Brad A. Schepers*  
Signature of person mailing paper or fees

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

17175

102403

# PTO FEE TRANSMITTAL FOR FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

Total Amount of Payment (\$ 1,752.00)

## Complete if Known

|                        |                     |
|------------------------|---------------------|
| Application Number     | New                 |
| Filing Date            | October 24, 2003    |
| First Named Inventor   | William F. Crismore |
| Group Art Unit         | 1743                |
| Examiner Name          | Lyle Alexander      |
| Attorney Docket Number | 7404-572            |

## METHOD OF PAYMENT

 Check  Credit card  Money  Other  None Order
 Deposit Account:

Deposit Account Number

23-3030

Deposit Account Name

Woodard, Emhardt, Moriarty,  
McNett & Henry LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application, excluding the payment of issue fees  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid    |
|----------------|-----------------|----------------|-----------------|------------------------|-------------|
| 1001           | 770             | 2001           | 385             | Utility Filing Fee     | 770         |
| 1002           | 340             | 2002           | 170             | Design Filing Fee      |             |
| 1003           | 530             | 2003           | 265             | Plant Filing Fee       |             |
| 1004           | 770             | 2004           | 385             | Reissue Filing Fee     |             |
| 1005           | 160             | 2005           | 80              | Provisional Filing Fee |             |
| SUBTOTAL (1)   |                 |                |                 |                        | (\$ 770.00) |

## 2. EXTRA CLAIM FEES

| Total Claims       | 65 | -20** = | 45 | X | 18 | = | 810 |
|--------------------|----|---------|----|---|----|---|-----|
| Independent Claims | 5  | -3** =  | 2  | X | 86 | = | 172 |
| Multiple Dependent |    |         |    |   |    |   |     |

| Large Entity             | Small Entity | Fee Description   |
|--------------------------|--------------|---|
| Fee Code                 | Fee (\$)     | Fee Code  |
| 1202                     | 18           | 2202  |
|                          |              | 9   |
|                          |              | Claims in excess of 20                                    |
| 1201                     | 86           | 2201  |
| 1203                     | 290          | 2203  |
|                          |              | 43  |
|                          |              | Independent claims in excess of 3                         |
|                          |              | Multiple dependent claim, if not paid                     |
| 1204                     | 86           | 2204  |
| 1205                     | 18           | 2205  |
|                          |              | 43  |
|                          |              | **Reissue independent claims over original patent         |
|                          |              | **Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$ 982.00) |              |   |

\*or number previously paid, if greater. For Reissues, see above

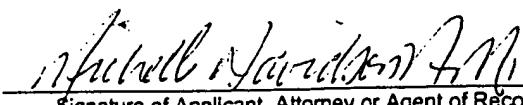
## 3. ADDITIONAL FEES

| Large Entity                       | Small Entity | Fee Description | Fee Paid   |
|------------------------------------|--------------|-----------------|--|
| Fee Code                           | Fee (\$)     | Fee Code        | Fee (\$)   |
| 1051                               | 130          | 2051            | 65   |
|                                    |              |                 | SurchARGE - late filing fee or oath  |
| 1052                               | 50           | 2052            | 25   |
|                                    |              |                 | SurchARGE - late provisional filing fee or cover sheet   |
| 1053                               | 130          | 1053            | 130  |
|                                    |              |                 | Non-English specification  |
| 1812                               | 2,520        | 1812            | 2,520  |
|                                    |              |                 | For filing a request for <i>ex parte</i> reexamination   |
| 1804                               | 920*         | 1804            | 920*   |
|                                    |              |                 | Requesting publication of SIR prior to Examiner's Action   |
| 1805                               | 1,840*       | 1805            | 1,840*   |
|                                    |              |                 | Requesting publication of SIR after Examiner's Action  |
| 1251                               | 110          | 2251            | 55   |
|                                    |              |                 | Extension for reply within first month   |
| 1252                               | 420          | 2252            | 210  |
|                                    |              |                 | Extension for reply within second month  |
| 1253                               | 950          | 2253            | 475  |
|                                    |              |                 | Extension for reply within third month   |
| 1254                               | 1,480        | 2254            | 740  |
|                                    |              |                 | Extension for reply within fourth month  |
| 1255                               | 2,010        | 2255            | 1,005  |
|                                    |              |                 | Extension for reply within fifth month   |
| 1401                               | 330          | 2401            | 165  |
|                                    |              |                 | Notice of Appeal   |
| 1402                               | 330          | 2402            | 165  |
|                                    |              |                 | Filing a brief in support of an appeal   |
| 1403                               | 290          | 2403            | 145  |
|                                    |              |                 | Request for oral hearing   |
| 1451                               | 1,510        | 1451            | 1,510  |
|                                    |              |                 | Petition to institute a public use proceeding  |
| 1452                               | 110          | 2452            | 55   |
|                                    |              |                 | Petition to revive - unavoidable   |
| 1453                               | 1,330        | 2453            | 665  |
|                                    |              |                 | Petition to revive - unintentional   |
| 1501                               | 1,330        | 2501            | 665  |
|                                    |              |                 | Utility issue fee (or reissue)   |
| 1502                               | 480          | 2502            | 240  |
|                                    |              |                 | Design issue fee   |
| 1503                               | 640          | 2503            | 320  |
|                                    |              |                 | Plant issue fee  |
| 1460                               | 130          | 1460            | 130  |
|                                    |              |                 | Petitions to the Commissioner  |
| 1807                               | 50           | 1807            | 50   |
|                                    |              |                 | Petitions related to provisional applications  |
| 1806                               | 180          | 1806            | 180  |
|                                    |              |                 | Submission of Information Disclosure Stmt  |
| 8021                               | 40           | 8021            | 40   |
|                                    |              |                 | Recording each patent assignment per property (times number of properties)                           |
| 1809                               | 750          | 2809            | 375  |
|                                    |              |                 | Filing a submission after final rejection (37 CFR 1.129(a))  |
| 1810                               | 770          | 2810            | 385  |
|                                    |              |                 | For each additional invention to be examined (37 CFR 1.129(b))                                       |
| 1801                               | 770          | 2801            | 385  |
| 1802                               | 900          | 1802            | 900  |
|                                    |              |                 | Request for Continued Examination (RCE)<br>Request for expedited examination of a design application |
| Other Fee (specify)                |              |                 |  |
| * Reduced by Basic Filing Fee Paid |              |                 | SUBTOTAL (3) (\$ 0)  |

| SUBMITTED BY      |   | Complete (if applicable)             |                |                  |
|-------------------|---|--------------------------------------|----------------|------------------|
| Name (Print/Type) | Signature   | Registration No.<br>(Attorney/Agent) | Telephone      | Date             |
| Brad A. Schepers  |  | 45,431                               | (317) 634-3456 | October 24, 2003 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| REISSUE APPLICATION FEE TRANSMITTAL FORM  |  |                                     |   |  | Docket Number<br><b>BMID9738US</b> |                           |                           |           |
|---|--|-------------------------------------|---|--|------------------------------------|---------------------------|---------------------------|-----------|
| Claims as Filed - Part 1  |  |                                     |   |  |                                    |                           |                           |           |
| Claims in Patent  |  | Number Filed in Reissue Application | (3)<br>Number Extra                       | Small Entity   |                                    | Other than a Small Entity |                           |           |
| (A) 32  | Total Claims<br>(37 CFR 1.16(j))<br>Independent claims<br>(37 CFR 1.16(i)) |                                     |   | (B) 38   | **** 6 = x \$ 9 =                  | \$54                      | or                        | x \$ 18 = |
| (C) 6   |  | (D) 12                              | • 6 = x \$ 42 =                           | \$252  |                                    | x \$ 84 =                 | \$504                     |           |
| Basic Fee (37 CFR   |  |                                     |   |  | \$370                              |                           |                           |           |
| Total Filing Fee  |  |                                     |   |  | \$676                              |                           | \$1,352                   |           |
| Claims as Amended - Part 2  |  |                                     |   |  |                                    |                           |                           |           |
|   | (1)<br>Claims Remaining After Amendment                                    |                                     | (2)<br>Highest Number Previously Paid For | (3)<br>Extra Claims Present  | Small Entity                       |                           | Other than a Small Entity |           |
|   |  |                                     |   |  | Rate                               | Fee                       | Rate                      | Fee       |
| Total Claims<br>(37 CFR 1.16(j))  | ***  | MINUS                               | **  | *  | x \$ 9 =                           | \$0                       | x \$ 18 =                 | \$0       |
| Independent Claims (37 CFR 1.16(i))   | ***  | MINUS                               | *****                                     | =  | x \$ 42 =                          | \$0                       | x \$ 84 =                 | \$0       |
| Total Additional Fee  |  |                                     |   |  | \$0                                | OR                        | \$0                       |           |
| <p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p>   |  |                                     |   |  |                                    |                           |                           |           |
| <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Please charge Deposit Account No. <u>02-2958</u> in the amount of <u>\$1,352</u>.<br/>A duplicate copy of this sheet is</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>02-2958</u>.<br/>A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> A check in the amount of \$ _____ to cover the filing / additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> |  |                                     |   |  |                                    |                           |                           |           |
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| <p>December 7, 2001</p> <p>Date</p>   |  |                                     |   | <br><p>Signature of Applicant, Attorney or Agent of Record</p> <p>Michelle Davidson Neff, Reg. No. 47,817</p> <p>Typed or printed name</p> |                                    |                           |                           |           |

**FILE COPY**

Docket No.

BMID9738US

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): William F. CRISMORE, et al.

Serial No.

Patent No. 5,997,817

Filing Date

Issued: Dec. 7, 1999

Examiner

Group Art Unit

Invention: ELECTROCHEMICAL BIOSENSOR TEST STRIP

I hereby certify that this

**Reissue Application**

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on  
December 7, 2001

(Date)

**Rose Edwards**

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(Signature of Person Mailing Correspondence)

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